



GLENDALE CITY COUNCIL WORKSHOP SESSION

Council Chambers
5850 West Glendale Avenue
September 17, 2013
1:30 p.m.

One or more members of the City Council may be unable to attend the Workshop or Executive Session Meeting in person and may participate telephonically, pursuant to A.R.S. § 38-431(4).

CALL TO ORDER

WORKSHOP SESSION

1. **COUNCIL ITEM OF SPECIAL INTEREST: BILLBOARDS**
PRESENTED BY: Brian Friedman, Executive Director and Jon M. Froke, AICP, Planning Director
2. **COUNCIL ITEM OF SPECIAL INTEREST: PARKS AND RECREATION FEES AND AMENITIES USAGE**
PRESENTED BY: Erik Strunk, Executive Director, Parks, Recreation and Library Services and Lori Bye, Recreation Manager
3. **COUNCIL ITEM OF SPECIAL INTEREST: CIVIC CENTER SELF-SUSTAINING GOAL**
PRESENTED BY: Julie Watters, Interim Executive Communications Director and Mario Rochin, Civic Center Manager

CITY MANAGER'S REPORT

This report allows the City Manager to update the City Council. The City Council may only acknowledge the contents to this report and is prohibited by state law from discussing or acting on any of the items presented by the City Manager since they are not itemized on the Council Workshop Agenda.

COUNCIL ITEMS OF SPECIAL INTEREST

Councilmembers may indicate topic(s) they would like to have discussed by the Council at a future Workshop and the reason for their interest. The

Council does not discuss the new topics at the Workshop where they are introduced.

EXECUTIVE SESSION

1. LEGAL MATTERS

- A. City Council will discuss and consult with the City Attorney to receive an update, to consider its position, obtain legal advice and instruct its attorneys in pending litigation and settlement discussions relating to *City of Glendale v. Conair Corporation, et al.* (A.R.S. § 38-431.03(A)(3)(4))
- B. City Council will discuss and consult with the City Attorney to receive an update, to consider its position, obtain legal advice and instruct its attorneys in contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation regarding Development Agreement No. 3-4857 between the City of Glendale and Traverse Bay Properties, L.L.C. (A.R.S. § 38-431.03(A)(3)(4))
- C. The City Council will meet with the City Attorney for legal advice, discussion and consultation regarding the city's position in pending or contemplated litigation, including settlement discussions conducted in order to avoid or resolve litigation. (A.R.S. § 38-431.03(A)(3)(4))

Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes:

- (i) discussion or consideration of personnel matters (A.R.S. § 38-431.03(A)(1));
- (ii) discussion or consideration of records exempt by law from public inspection (A.R.S. § 38-431.03(A)(2));
- (iii) discussion or consultation for legal advice with the city's attorneys (A.R.S. § 38-431.03(A)(3));
- (iv) discussion or consultation with the city's attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. § 38-431.03(A)(4));
- (v) discussion or consultation with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. § 38-431.03(A)(5)); or
- (vi) discussing or consulting with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. § 38-431.03(A)(7)).

Confidentiality

Arizona statute precludes any person receiving executive session information from disclosing that information except as allowed by law. A.R.S. § 38-431.03(F). Each violation of this statute is subject to a civil penalty not to exceed \$500, plus court costs and attorneys' fees. This penalty is assessed against the person who violates this statute or who knowingly aids, agrees to aid or attempts to aid another person in violating this article. The city is precluded from expending any public monies to employ or retain legal counsel to provide legal services or representation to the public body or any of its officers in any legal action commenced for violation of the statute unless the City Council takes a legal action at

a properly noticed open meeting to approve of such expenditure prior to incurring any such obligation or indebtedness. A.R.S. § 38-431.07(A)(B).

Items Respectfully Submitted,

Brenda S. Fischer, ICMA-CM
City Manager